

**Commissioners Meeting
February 5, 2013**

Present: David Gogel, Mickey Toler, Tara Lloyd, Attorney Lindsey, Auditor Lynam

Absent: Al Logsdon, Chuck Painter

Meeting was called to order by President David Gogel at 8:15 A.M.

Minutes

Toler made a motion to approve the minutes from December 4th as presented. Gogel seconded the motion, motion approved.

Toler made a motion to approve the minutes from December 18th as presented. Gogel seconded the motion, motion approved.

Sara Arnold-Contract Amendment

Arnold explained that the DLGF decided to cut a year off the contract that they had already approved and the Commissioners signed last year in May. They want the contracts to end by July 1st 2014.

Brett Bombick from Tyler Technologies spoke to the Commissioners and explained that the original contract ran through 2015. The DLGF wants all contracts to end by July 1st, 2014. There was a bill passed by the State Legislature and they asked us to amend our contract and chop off one year, which is what we are here to do. Arnold explained that the monetary amount of the contract is the same, the first year (2012) will be \$108,000 and the second year (2013) \$124,200 a total of \$232,300. After it is signed it has to go back to the DLGF for their approval.

Toler made a motion to accept the contract pending DLGF approval. Gogel seconded the motion, motion passed.

Claims

Toler made a motion to approve Batch #2752 in the amount of \$233,295.64. Gogel seconded the motion, motion passed.

Engineer Report

Lloyd said she was working on getting the large map put together for the Commissioners to see, and wants to have it done before finalizing the CEDIT plan for this year. She asked if the Commissioners wanted a different color for paved roads that are CEDIT roads, versus paved roads that are district or just paved roads; do you need to know the difference. Toler said he would really rather have it color coded on GIS, then we could use a large screen television and a laptop and everyone could see what we are talking about. Lloyd said a plain black line would be gravel; and she is trying to come up with a way where if we have a chip and seal road and it is paved she can just transition to show it has been paved by adding another color.

Lloyd explained that Logsdon had given her a letter concerning ADA requirements. We need to establish what cities, towns and sidewalks are not ADA compliant. The only location she is aware of is St. Meinrad where some sidewalks need to be redone. Lloyd felt we need to work out something with Building.

Inspector Phil Brown to make sure our buildings are compliant and get our information filed. Gogel said they would talk to Brown and have him contact Lloyd so they could work on making sure that everything the county owned was ADA compliant.

Toler said he had ordered the new entrance mats and signs for the courthouse to comply with what the insurance company had advised.

Legal Report

Lindsey explained that we now have equipment on Fulton Hill Tower of PSC, they wanted a hold harmless agreement, but after looking into it, he decided to do a lease much like the Holiday World Tower Lease. PSC's attorney has looked over the lease and it is fine with them. PSC actually leases the space from Lincoln Hills Development Corporation, they have a three year lease that terminates June 30th with an automatic renewal for an additional 3 year term and we tied that into this lease. In the last minutes Gogel was authorized to sign the hold harmless agreement, but I prepared this as a lease, Lindsey felt that the Commissioners should look it over and have Gogel sign off on it if they agreed with it.

Toler made a motion to accept the PSC Tower Lease agreement at the Troy location. Gogel seconded the motion, motion passed.

Lindsey looked at the wording in the Handbook concerning the language dealing with accrued vacation leave, he revised the table to make it clear that it is the anniversary of the hire date. Added an additional sentence: Any periods the employee is on non paid leave status shall delay the employee anniversary date for purpose of accruing annual paid vacation leave.

Lloyd brought it to Lindsey's attention that some of the employees work a 40 hour week and some a 35 hour week. Lindsey will add another column to incorporate the 8 hour per day employees. The other change, Section 4.6.6, Calculation of FLMA Leave; originally stated, may use accrued paid vacation time, Lindsey changed it to state shall use all but one week of accrued vacation time on FMLA leave.

Lindsey presented a Summary of Services Rendered for the Commissioners to look over.

Gogel asked if we had resolved the Driver Record Review. Lindsey said Painter was going to check to see if the Highway Department could pull those records.

Other Business

Phil Brown, Building Inspector addressed the Commissioners and explained that on January 18, 2013 he inspected the buildings owned by First Philadelphia Ministries, Inc. Presented a handout with pictures so everyone could see the extent of the damage. The first set of pictures was to show the damage to the Restaurant Section. Pictures of the Motel show the extent of the damage from a fire 2 years ago. No clean up has taken place, nothing was done to prevent anyone from entering the building. Browns' conclusion after being on the site was that the property as defined in Ordinance #85-7 constitutes a public nuisance and therefore he recommends that the Commissioners find that the buildings are a public nuisance and need to be removed.

Toler made a motion to accept Browns' recommendation and specifically find that based on his report the buildings he reported on do constitute a public nuisance and need to be removed, and the County will take legal action, and the Auditor should send a letter to the owners pursuant to Ordinance #85-7. Gogel seconded the motion, motion passed. Lindsey will prepare the letter to be sent from the Auditor's office. Lloyd and Brown will work together on bid specs for removing the buildings so they will be ready if needed. Gogel told Brown his report was really good and to make sure he kept track of his time.

ADA Compliance

Brown explained that all buildings that the county owns have to be checked for numerous things to make sure they are ADA compliant; you also have to have a complaint department. Lloyd said she would file the report as long as Brown provided the information. Commissioners asked Brown to put together a proposal as to what he would charge the county to make sure all county buildings were ADA complaint.

John Limp-County Building Wall

Limp presented pictures of the property in question and asked that the county fix the wall between his property and the old jail. He presented two different ideas on fixing it, one from Randy Richard and one from Mike Welder. Limp stated that if he needed to share the cost in order to get it done, he would have no problem doing that. Commissioners will discuss this further at the February 20th meeting.

Toler made a motion to adjourn, Gogel seconded the motion, motion passed.

Meeting was adjourned at 10:15 A.M.

President

Attest:
